

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

RAPHAEL F. ENCINGER,

)

4:08CV3242

)

Plaintiff,

)

)

v.

)

MEMORANDUM

)

AND ORDER

THE CITY OF GRAND ISLAND,

)

)

Defendant.

)

This matter is before the court on its own motion. On February 19, 2009, the court entered a Memorandum and Order directing Plaintiff to file an amended complaint no later than March 23, 2009 in order to “adequately state a factual and legal basis for his claims.” (Filing No. [10](#) at CM/ECF p. 3.) The court warned Plaintiff that failure to file an amended complaint by that deadline would result in the dismissal of this matter without further notice. (*Id.*) Plaintiff has not filed an amended complaint or any other response to the court’s February 19, 2009 Memorandum and Order.

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice because Plaintiff failed to prosecute this matter diligently and failed to comply with this court’s orders.

2. A separate judgment will be entered in accordance with this Memorandum and Order.

April 16, 2009.

BY THE COURT:

s/Richard G. Kopf

United States District Judge